

**DELEGATION OF AUTHORITY
CLEAN AIR ACT (CAA)**

Administrative Enforcement Actions: Agency Representation in Hearings and
Negotiation of Consent Agreements

1. **AUTHORITY.** To represent the EPA in administrative proceedings conducted under the Clean Air Act and to negotiate consent agreements between the Agency and respondents resulting from such enforcement actions, and to represent the Agency in an appeal from an administrative determination.
2. **TO WHOM REDELEGATED.** Through the Regional Counsel, Office of Regional Counsel, or equivalent, through the Branch Chiefs, Air, Toxics, and Information Law Branch, Land Law Branch, and Water Law Branch, or equivalents, to the staff attorneys.
3. **LIMITATIONS.**
 - a. Only the AA for OECA may exercise the authority to initiate appeals.
 - b. The AA for OECA must notify the AA for OAR, or his designee, and the regional administrator, regional counsel, branch chief, or staff attorney when an appeal is initiated.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may be redelegated to the staff attorney level, or equivalent.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **SUPERSESSION.** This delegation supersedes R10 7-6-B (03/29/2001) and any other delegation of the same authority.
6. **ADDITIONAL REFERENCES.**
 - a. Sections 113(d) and 205(c) of the Clean Air Act.
 - b. EPA Delegation 7-6-A.
 - c. EPA Delegation 7-6-B.

June 27, 2019
Date


Chris Hladick
Regional Administrator